

FILED
Clerk
District Court

AUG 30 2005

For The Northern Mariana Islands
By _____
(Deputy Clerk)

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Attorneys for Plaintiffs Elenita A. Santos and Angel C. Santos

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

ELENITA A. SANTOS and
ANGEL C. SANTOS,

Plaintiffs,

vs.

HONGKONG ENTERTAINMENT
(OVERSEAS) INVESTMENTS LIMITED
dba TINIAN DYNASTY HOTEL &
CASINO, and CENTURY INSURANCE
CO. LIMITED,

Defendants.

CIVIL CASE NO. 04-0030

PLAINTIFFS' SUPPLEMENTED
DISCLOSURE STATEMENT

Plaintiffs, by and through their attorneys, pursuant to L.R. 16.2(c)(J)(d) and
Fed.R.Civ.Pro. Rule 26(a), submit the following disclosures:

A. Persons With Potentially Discoverable Information

Name/Address

Subject Of Information

- | | | |
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| 1. | Dr. Jerome Unatin
South Bay Orthopaedic Specialists
Medical Center
23560 Crenshaw Blvd., Suite 102
Torrance, CA 90505
Tel. No. (310) 784-2355 | Treatment of the injuries Mrs. Santos
sustained from her fall on Defendant's
stairs. |
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ORIGINAL

2. Dr. Durgesh G. Nagarkatti
280 Pale San Vitores Rd.
Tamuning, Guam 96913
Tel. No. (671) 647-4542
Treatment of the injuries Mrs. Santos sustained from her fall on Defendant's stairs.
3. Dr. Florencio Lizama
241 Farenholt Avenue, Suite 204
Tamuning, Guam 96911-0000
Tel. No. (671) 649-8698
Treatment of the injuries Mrs. Santos sustained from her fall on Defendant's stairs.
4. Dr. Marina Raikhel
3640 W. Lomita Blvd., Suite 205
Torrance, CA 90505-3927
Tel. No. (310) 373-8120
Treatment of the injuries Mrs. Santos sustained from her fall on Defendant's stairs.
5. Dr. Thomas M. Austin
Commonwealth Health Center
Navy Hill Road,
P.O. Box 500409 CK
Saipan, MP 96950
Tel. No. (670) 234-8950 ext. 2930
Treatment of the injuries Mrs. Santos sustained from her fall on Defendant's stairs.
6. Guam Nursing Services
PMB 472 Rte 8 #16-71
Maite, Guam 96927
Tel. No. (671) 649-2815
Provided care and rehabilitative services to Mrs. Santos stemming from her fall on Defendant's stairs.
7. Elenita A. Santos
11940 Candor Street
Cerritos, CA 90703
Tel. No. (562) 653-9714
Knowledge of: the fall on Defendant's stairs, the medical treatment received, the pain and suffering, complications arising from the injury and medical treatment, limitations on activity, emotional/psychological consequence resulting from the injury.
8. Joseph A. Santos
c/o counsel for Plaintiffs
Knowledge of: the fall on Defendant's stairs, the medical treatment received, the pain and suffering, complications arising from the injury and medical treatment, limitations on activity, emotional/psychological consequence resulting from the injury.
9. Elenita and Angel Santos
c/o counsel for Plaintiffs
Knowledge of: the fall on Defendant's stairs, the medical treatment received, the pain and suffering, complications arising from the injury and medical treatment,

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| | | limitations on activity,
emotional/psychological consequence
resulting from the injury. |
| 10. | Dora Taco
c/o counsel for Plaintiffs | Knowledge of: the fall on Defendant's
stairs, the medical treatment received,
the pain and suffering, complications
arising from the injury and medical
treatment, limitations on activity,
emotional/psychological consequence
resulting from the injury. |
| 11. | Elaine A. Santos, and
her husband Tom
4263 Havenridge Drive
Corona, CA 92883
Tel. No. (951) 737-7588 | Knowledge of: the fall on Defendant's
stairs, the medical treatment received,
the pain and suffering, complications
arising from the injury and medical
treatment, limitations on activity,
emotional/psychological consequence
resulting from the injury. |
| 12. | Melissa A. Santos
11940 Candor Street
Cerritos, CA 90703
Tel No. (562) 653-9714 | Knowledge of: the fall on Defendant's
stairs, the medical treatment received,
the pain and suffering, complications
arising from the injury and medical
treatment, limitations on activity,
emotional/psychological consequence
resulting from the injury. |
| 13. | Gus Desolua, Agent in Charge
Tinian Health Center(THC) | Dispatched emergency team to Defendant's
place of business in order to transport
Plaintiff to CHC. Has knowledge of
Plaintiff's physical condition, including
pain/suffering immediately after the
incident. |
| 14. | Tinian Police Dept.
Tinian Dept. of Public Safety
(DPS) | Dispatched officers to defendant's place of
business in order to transport Mrs. Santos to
CHC. Has knowledge of Mrs. Santos'
physical condition, including pain/suffering
immediately after the incident. |
| 15. | Pilot
CHC Helicopter Team | Dispatched emergency team to defendant's
place of business in order to transport Mrs.
Santos to CHC. Has knowledge of Mrs.
Santos' physical condition, including
pain/suffering immediately after the
incident. |

16. Frances Esguerra
San Jose Village
Tinian, MP 96952
The Housekeeper of Plaintiff's son Joseph. Has knowledge of pain and suffering and injuries of Plaintiff. She was physically present at Casino at time of incident, but did not witness the fall.
17. Vivian Hofschneider
Tinian Health Center
Arranged Plaintiff's evacuation by helicopter from Tinian to Saipan.
18. Alice Hofschneider
Tinian Health Center
Medical Record Custodian who has access to records concerning treatment Plaintiff received immediately after her fall.

B. Description of Relevant Document

1. Plaintiffs have already produced all documents, data compilations, and tangible things that are in its possession, custody and control as required by Rule 26(a) Fed.R.Civ.Pro.
2. CNMI Uniform Building Code Sec. 3306(i) Handrails.
3. Undated Statement by Joseph A. Santos, son of client, made to Robert J. O'Connor, Esq. (confidential/work product and protected by attorney-client privilege).

C. Computation of Damages

At the present time, Mrs. Santos is still undergoing medical treatment for the injuries she suffered in this incident. However, subject to update once additional information is available, Plaintiff has incurred the following damages up to the point of this disclosure:

- for medical bills, \$44,965.94
- for attorney fees and costs pursuant to 2 CMC 7126(c), accrued as of July 30, 2005 in the amount of \$71,514.00 and \$6,712.00 respectively
- for alteration of Mrs. Santos' home to accommodate a new business that she is no longer able to pursue, \$20,000.00

1 -for housekeeping services incurred as a result of her inability to perform such
2 duties, \$1400.00 (from February to August of 2005)

3 -total present damages: \$144,591.94

4 Additionally, Mrs. Santos will incur the following damages in the future

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6 -for future psychological treatment \$19,950.00

7 -the amount for future medical treatment has not been determined, but will be
8 disclosed to Defendants as soon as it is available

9 -for future housekeeping services that she will no longer be able to perform
10 herself \$26,000.00

11 -total future damages \$45,950.00

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13 -Total damages, both past and future: \$190,541.94

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15 D. Insurance Agreement

16 Plaintiffs have been appraised of the insurance agreement between Defendants.

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19 Dated: August 30, 2005.

20 O'CONNOR BERMAN DOTTS & BANES
21 Attorney for Plaintiffs

22 By: 

23 DAVID G. BANES
24 CNMI Bar ID No. F0171
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